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OFFICE OF PETITIONS

In re Application of Holtorf et al. :
Application No. 10/826,781 : Decision on Petition
Filing Date: April 16, 2004 :
Attorney Docket No. 042933/274650 :

This is a decision on the petition under 37 CFR 1.137(b), filed September 21, 2006, to revive the above-identified application.

The petition is **granted**.

The above-identified application became abandoned for failure to reply in a proper manner to the final Office action mailed March 17, 2006, which set a shortened statutory period for reply of three (3) months. An extension of time under the provisions of 37 CFR 1.136(a) was not obtained. Accordingly, the above-identified application became abandoned on June 18, 2006.

The instant petition requests revival of the application. Petitioner has met the requirements to revive the above-identified application pursuant to 37 CFR 1.137(b). Therefore, the petition is granted and the application is revived.

The Notice of Appeal filed September 21, 2006, has been entered and made of record. Accordingly, the 2-month period for filing the appeal brief, in triplicate, accompanied by the fee required by law, runs from the date of this decision.

The sum of \$1,020 was charged to petitioner's deposit account for a three-month extension of time. Payment for an extension of time is unnecessary when reviving an application. Therefore, the \$1,020 has been credited back to petitioner's deposit account.

Technology Center Art Unit 2614 will be informed of the instant decision and the application will be further examined in due course.

Telephone inquiries regarding this communication should be directed to Petitions Attorney Steven Brantley at (571) 272-3203.

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